

PTO/SB/21 (09-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/614,347		
Filing Date	July 8, 2003		
First Named Inventor	Gregory A. Becker		
Art Unit	2166		
Examiner Name	Khanh B. Pham		
Total Number of Pages in This Submission	4	Attorney Docket Number	PA3166US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> 1) Statement Under 37 CFR 3.73(b) (PTO/SB/96); <input type="checkbox"/> 2) Statement Under 3.73(b) Chain of Title Documents Supplemental Sheet
<input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement	Remarks Total page number does not include postcard.	
<input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Carr & Ferrell LLP		
Signature			
Printed name	Stefanie M. Zilka		
Date	March 9, 2006	Reg. No.	45,929

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Stefanie M. Zilka, Reg. No. 45,929		Date
			March 9, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gregory A. Becker et al.

ASSIGNEE: Mendocino Software, Inc.

APPLICATION NO.: 10/614,347

FILING DATE: July 8, 2003

TITLE: System and Method for Backing up a Computer System

ART UNIT: 2166

EXAMINER: Khanh B. Pham

ATTY.DKT.NO.: PA3166US (new)

COMMISSIONER FOR PATENTS
PO BOX 1450
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**STATEMENT UNDER 3.73(b)
Chain of Title Documents Supplemental Sheet**

4. From: David E. Medders To: Vyant Technologies, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel: 014410 Frame: 0800, or for which a copy thereof is attached.

5. From: Michael Rowan To: Vyant Technologies, Inc.

The document was recorded in the United States Patent and Trademark Office at
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6. From: Vyant Technologies, Inc. To: Mendocino Software, Inc.

The document was recorded in the United States Patent and Trademark Office at
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gregory A. Becker et al.
ASSIGNEE: Mendocino Software, Inc.
APPLICATION NO.: 10/614,347
FILING DATE: July 8, 2003
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ART UNIT: 2166
EXAMINER: Khanh B. Pham
ATTY.DKT.NO.: PA3166US (new)

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REVOCATION AND POWER OF ATTORNEY

The undersigned, an authorized representative of the assignee of the entire right, title and interest in the above-referenced United States patent application, is authorized to act and sign on behalf of the assignee and hereby revokes all prior powers of attorney previously submitted in the above-referenced U.S. patent application and hereby appoint the agents and attorneys associated with Customer Number 22830 to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

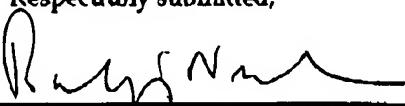
Please direct all communication relative to this application as follows:

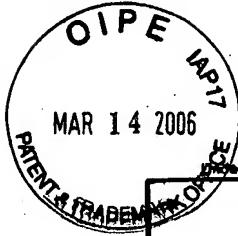
Customer Number 22830
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Respectfully submitted,

Date: March 8, 2006

By:


Balaji Narasimhan
Vice President
Mendocino Software, Inc.



PTO/SB/98 (11-05)

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Gregory A. Becker et al.Application No./Patent No.: 10/814,347 Filed/Issue Date: July 8, 2003

Entitled: System and Method for Backing Up a Computer System

Mendocino Software, Inc. b CORPORATION
(Name of Assignee)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

In the patent application/patent identified above by virtue of either:

A An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Gregory A. Becker To: Vyant Technologies, Inc.
The document was recorded in the United States Patent and Trademark Office at Reel 014410, Frame 0759, or for which a copy thereof is attached.
2. From: Robert Cordon To: Vyant Technologies, Inc.
The document was recorded in the United States Patent and Trademark Office at Reel 014410, Frame 0779, or for which a copy thereof is attached.
3. From: David A. Knight To: Vyant Technologies, Inc.
The document was recorded in the United States Patent and Trademark Office at Reel 014410, Frame 0782, or for which a copy thereof is attached.

 Additional documents in the chain of title are listed on a supplemental sheet. As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Balaji Narasimhan

3181 b6

Signature

(510)226-4701

Balaji Narasimhan

Telephone Number

Printed or Typed Name

Vice President

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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